



BUILDING AND STANDARDS COMMISSION MINUTES

REGULAR MEETING
Date: May 27, 2020

The Building and Standards Commission (BSC) convened remotely via video conference for a regular meeting on Wednesday, May 27, 2020. The meeting was available for viewing at <http://www.austintexas.gov/page/watch-atxn-live>.

Commission Members in Attendance:

Jessica Mangrum, Chair; Andrea Freiburger, Vice Chair; Commissioners: Natalya Sheddan, Wordy Thompson, Timothy Stostad, James Briceno, Pablo Avila, John Green, Elizabeth Mueller, Sade Ogunbode and Edgar Farrera

Staff in Attendance:

Melanie Alley, Code Review Analyst/BSC Coordinator; Robert Moore, Division Manager; Marlayna Wright, Investigator; Farah Presley, Inspector; James Candelas, Program Specialist; Brandon Carr, Assistant City Attorney; Lisa DeRoche, Administrative Manager; Amber Woolwine, Permit and Licensing Review Analyst; Sacheen Yates, Program Compliance Coordinator; and Tamara Kurtz, Business Process Consultant Sr.

CALL TO ORDER

Chair Jessica Mangrum called the Commission Meeting to order at 6:39 p.m.

APPROVAL OF MINUTES

Commissioner Avila moved to approve the minutes from the February 26, 2020 regular meeting seconded by Commissioner Vice Chair Freiburger. The motion passed on a 9-0-2 vote; thus, approving the February meeting minutes. Commissioners Farrera and Ogunbode abstained from the vote.

PUBLIC HEARINGS

Appeal(s)

	<u>Case Number</u>	<u>Street Address</u>	<u>Owner(s)</u>
1.	OL 2019-225001	1015 E. 12 Street	Vito Rotunna on behalf of owners, Sadrudin & Rozina Valla

Vito Rotunna represented the property owner/appellant at the hearing. Elena Grey, a neighbor, testified in opposition to the appeal. Chair Jessica Mangrum admitted the Appellant's documents. Commissioner Freiburger motioned to close the public meeting and Commissioner Green seconded the motion. On Commissioner Green's motion, seconded by Commissioner Stostad, the Commission voted 11-0 to deny the appeal regarding suspension of a Type 1 short term rental license application.

2.	OL 2019-239845	901 E. 13 th Street	Vito Rotunna on behalf of owners, Sadrudin & Rozina Valla
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Staff was notified at the meeting that the appeal had been withdrawn by the owners, therefore the appeal was removed from the docket and was not heard.

Returning Case(s):

Items # 3-17, referenced below, are all returning aged cases with existing BSC orders. These cases are all in compliance regarding the violations. However, the penalties remain unpaid in each of the cases. Staff requested the Commission to reconsider the penalties imposed due to inaction regarding the cases.

The Commission heard the aged cases as a group. Chair Jessica Mangrum admitted Staff's reference documents in each case. Commissioner Avila motioned to adopt Staff's recommended order in each of the cases, which required: 1) all civil penalties under existing Commission orders as identified at today's hearing are reduced to \$0.00; all liens for work performed by the City remain in effect; and all civil judgments for penalties remain in effect, seconded by Commissioner Freiburger. The motion carried 11-0.

3. CL 1998-001588 4502 Sherwyn Drive Johnie Jean Sims
CL 2016-014620

This property was not represented at the hearing. Compliance was met on July 5, 2017 after the City proceeded with demolition. The penalties owed were \$223,071.43 (accrued from the December 2, 1998 order for residential repair) and \$14,750 (accrued from a March 23, 2016 order for residential demolition).

4. CL 1994-001615 1910 (aka 1914) E. 18th Street aka Poquito Street James Gordon

This property was represented at the hearing by owner James Gordon. Compliance was met on February 1, 2010 after the City proceeded with demolition. The penalty owed was \$155,142.86 (accrued from the March 26, 1997 order for residential repair.)

5. CL 2005-020186 2120 Avenue N RDRH Holdings Inc.

This property was represented by David Hemmasi, President and Registered Agent for the owner. Compliance was met on April 1, 2009 after the owner demolished the structure. The penalty owed at the time of the hearing was \$37,071.43 (accrued from the January 25, 2006 order.)

6. CL 2004-018643 2606 Audubon Place Tien-Hsiang & Mei-Chu Tung

The property was not represented at the hearing. Compliance was met on December 31, 2008. The penalty amount owed was \$44,678.57 (accrued from the March 23, 2005 order for residential repair).

7. CL 2005-021200 4416 Lendall Lane Sonia Figueroa

The property was not represented at the hearing. Compliance was met on June 13, 2007. The penalty amount owed was \$14,642.86 (accrued from the January 25, 2006 order for residential repair).

8. CL 2003-015651 1206 Bob Harrison Street Alwyn Design & Construction LLC c/o
Alwyn Hustace

The property was represented by owner Alwyn Hustace at the hearing. Compliance was met on July 2, 2009. The penalty amount owed was \$45,500 (accrued from the August 31, 2005 agreed order for residential repair).

9. CL 2003-015648 1208 Bob Harrison Street, Units A & B Alwyn Design & Construction LLC c/o
CL 2003-015652 Alwyn Hustace

The property was represented by owner Alwyn Hustace at the hearing. Compliance was met for both Unit A and Unit B on July 2, 2009. The penalty amount owed in each of the two cases was \$45,500 (accrued from the August 31, 2005 order for residential repair.)

10. CL 2005-020245 1717 Rosewood Avenue Eric Frank Newton

The property was not represented at the hearing. Compliance was met on August 17, 2007. The penalty amount owed was \$42,071.43 (accrued from the August 31, 2005 order for residential repair).

11. CL 2011-003405 1139 Mansell Avenue Lemmie Wren

The property was represented by Regina Wren on behalf of her father Lemmie Wren—the property owner. Compliance was met on August 23, 2011. The penalty amount owed was \$5,964.29 (accrued from the January 26, 2011 order for residential repair).

12. CL 2011-029380 501 Pedernales Street, Building 1 Jesus Turullols

The property was not represented at the hearing. Compliance was met on October 16, 2013. The penalty amount owed was \$111,285.71 (accrued from the April 27, 2011 order for commercial repair).

**13. CL 2011-029383 501 Pedernales Street, Building 2, 3 & 4 Jesus Turullols
CL 2011-029368
CL 2011-029374**

The property was not represented at the hearing. Compliance was met on January 28, 2013 (Building 2) and November 12, 2015 (Buildings 3 & 4). The penalty amounts owed at the time of the hearing, accrued from the July 27, 2011 commercial repair orders, were \$30,714.29 (Building 2); \$197,571.43 (Building 3); and \$193, 285.71 (Building 4).

14. CL 2011-102702 6304 Arnold Drive Witzi & Daniel Reyna

The property was represented at the hearing by owner Daniel Reyna. Compliance was met on November 2, 2017 after the owner demolished the structure. The penalty amount owed at the time of the hearing was \$74,607.14 (accrued from the December 6, 2011 order for residential repair).

15. CL 2012-045836 310 E. 6th Street aka Trophy Club Craddock Ventures, LLC

The property was represented at the hearing by Steve Simons on behalf of the owner. Compliance was met on September 12, 2013. The penalties owed were \$154,285.71 (30 days) and \$132,857.14 (90 days), both accrued from the May 23, 2012 order for commercial repair.

16. CL 2012-089073 3109 E. Cesar Chavez Auspro Enterprises, LP

The property was not represented at the hearing. Compliance was met on December 31, 2018. The penalty amount owed at the time of the hearing was \$1,603,571.43 (accrued from the September 26, 2012 commercial repair order).

17. CL 2012-032421 6506 Greensboro Drive Charles Garrette, Jr.

The property was not represented at the hearing. Compliance was met on June 30, 2017 after the owner demolished the structure. The current penalties owed were \$29,080 (accrued from the April 25, 2012 residential repair order).

ACTION ITEMS

- 18.** Election of Officers for the Building and Standards Commission. Commissioner Wordy Thompson made a motion to elect Commissioner Freiburger as the BSC Chair and this was seconded by Commissioner Green. The motion carried 11-0. Commissioner Stostad made a motion to elect Commissioner Avila as the BSC Vice-Chair and this was seconded by Commissioner Green. The motion carried 11-0.

FUTURE AGENDA ITEMS

- 19.** Review the draft BSC Annual Report.

ADJOURNMENT

Chair Jessica Mangrum adjourned the meeting at 8:19 p.m.